

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Corrections, Criminal, and Civil Matters, to which was referred House Bill No. 1159, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, line 4, delete "senior"" and insert "**adult**".
- 2 Page 1, line 5, delete "sixty-five (65)" and insert "**eighteen (18)**".
- 3 Page 1, line 11, delete "." and insert: "**by reason of:**
- 4 **(A) mental illness;**
- 5 **(B) mental retardation;**
- 6 **(C) dementia; or**
- 7 **(D) other physical or mental incapacity of managing or**
- 8 **directing the management of the individual's property or**
- 9 **providing or directing the provision of self-care."**
- 10 Page 1, line 14, delete ""Senior" and insert ""**Endangered adult**".
- 11 Page 1, line 16, delete "senior" and insert "**adult**".
- 12 Page 2, line 3, delete "Seniors" and insert "**Adults**".
- 13 Page 2, line 5, delete "senior" and insert "**adult**".
- 14 Page 2, line 6, delete "senior's" and insert "**adult's**".
- 15 Page 2, line 11, delete "senior" and insert "**adult**".
- 16 Page 2, line 14, delete "senior" and insert "**adult**".
- 17 Page 2, line 15, delete "proof" and insert "**evidence**".
- 18 Page 2, line 15, delete "senior" and insert "**adult**".
- 19 Page 2, line 16, delete "medical".
- 20 Page 2, line 16, after "condition" insert "**that may prevent the**
- 21 **endangered adult from returning home without assistance**".

- 1 Page 2, line 17, delete "a" and insert "**an investigative**".
- 2 Page 2, line 17, delete "senior." and insert "**adult, if based on the**
- 3 **notification, the law enforcement agency has reason to believe that**
- 4 **an endangered adult is missing.**".
- 5 Page 2, line 18, after "(b) The" insert "**investigative**".
- 6 Page 2, line 18, delete "must" and insert "**may**".
- 7 Page 2, line 21, delete "senior" and insert "**adult**".
- 8 Page 2, line 24, delete "senior" and insert "**adult**".
- 9 Page 2, line 26, delete "senior" and insert "**adult**".
- 10 Page 2, line 27, delete "senior's" and insert "**adult's**".
- 11 Page 2, line 33, after "prepare the" insert "**investigative**".
- 12 Page 2, line 34, delete "required" and insert "**described**".
- 13 Page 2, line 34, delete "but" and insert "**and if possible**".
- 14 Page 2, line 36, delete "senior" and insert "**adult**".
- 15 Page 2, line 37, delete "required" and insert "**described**".
- 16 Page 2, line 38, after "chapter," insert "**if**".
- 17 Page 2, line 38, delete "shall" and insert "**has reason to believe that**
- 18 **public notification may assist in locating the missing endangered**
- 19 **adult, the law enforcement agency may**".
- 20 Page 2, line 41, delete "senior" and insert "**adult**".
- 21 Page 3, line 1, delete "senior" and insert "**adult**".
- 22 Page 3, line 4, delete "senior" and insert "**adult**".
- 23 Page 3, line 10, delete "senior" and insert "**adult**".
- 24 Page 3, line 14, delete "required" and insert "**described**".
- 25 Page 3, line 17, delete "senior" and insert "**adult**".
- 26 Page 3, line 19, delete "shall" and insert "**may**".
- 27 Page 3, line 20, delete "newspaper may:" and insert "**newspaper:**".
- 28 Page 3, line 21, delete "a senior" and insert "**an endangered adult**".
- 29 Page 3, line 23, delete "senior" and insert "**adult**".
- 30 Page 3, line 25, delete "senior" and insert "**adult**".
- 31 Page 3, line 26, delete "shall" and insert "**may**".
- 32 Page 3, line 27, delete "senior" and insert "**adult**".
- 33 Page 3, line 28, delete "senior" and insert "**adult**".
- 34 Page 3, line 31, delete "senior" and insert "**adult**".
- 35 Page 3, line 34, delete "a senior" and insert "**an endangered adult**".
- 36 Page 3, line 37, delete "senior" and insert "**adult**".
- 37 Page 3, line 39, delete "senior" and insert "**adult**".
- 38 Page 4, line 5, delete "IC 12-10-18-5" and insert "**IC 12-10-18-6**".
- 39 Page 4, line 6, delete "a senior" and insert "**an endangered adult**".
- 40 Page 4, line 7, delete "a senior" and insert "**an endangered adult**".
- 41 Page 4, after line 7, begin a new paragraph and insert:
- 42 "SECTION 5. IC 35-44-2-2 IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) As used in this section, "consumer product" has the meaning set forth in IC 35-45-8-1.

(b) As used in this section, "misconduct" means a violation of a departmental rule or procedure of a law enforcement agency.

(c) A person who reports, by telephone, telegraph, mail, or other written or oral communication, that:

(1) the person or another person has placed or intends to place an explosive, a destructive device, or other destructive substance in a building or transportation facility;

(2) there has been or there will be tampering with a consumer product introduced into commerce; or

(3) there has been or will be placed or introduced a weapon of mass destruction in a building or a place of assembly;

knowing the report to be false commits false reporting, a Class D felony.

(d) A person who:

(1) gives a false report of the commission of a crime or gives false information in the official investigation of the commission of a crime, knowing the report or information to be false;

(2) gives a false alarm of fire to the fire department of a governmental entity, knowing the alarm to be false;

(3) makes a false request for ambulance service to an ambulance service provider, knowing the request to be false;

(4) gives a false report concerning a missing child (as defined in IC 10-13-5-4) **or missing endangered adult (as defined in IC 12-7-2-131.3)** or gives false information in the official investigation of a missing child **or missing endangered adult** knowing the report or information to be false; or

(5) makes a complaint against a law enforcement officer to the state or municipality (as defined in IC 8-1-13-3) that employs the officer:

(A) alleging the officer engaged in misconduct while performing the officer's duties; and

(B) knowing the complaint to be false;

commits false informing, a Class B misdemeanor. However, the offense is a Class A misdemeanor if it substantially hinders any law enforcement process or if it results in harm to an innocent person.

SECTION 6. [EFFECTIVE JULY 1, 2005] **IC 35-44-2-2, as**

- 1 **amended by this act, applies only to crimes committed after June**
- 2 **30, 2005."**
- 3 Renumber all SECTIONS consecutively.
 (Reference is to HB 1159 as printed January 14, 2005.)

and when so amended that said bill do pass .

Committee Vote: Yeas 8, Nays 0.

Senator Long, Chairperson